

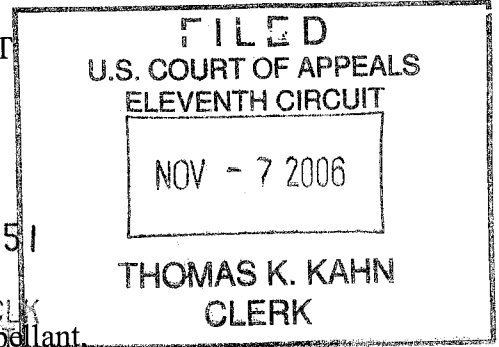
IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

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2006 NOV -8 P 3:51

DEBRA P. HACKETT, CLK  
U.S. District Court  
MIDDLE DISTRICT ALA



PETER J. SMITH,

versus

ALABAMA DEPARTMENT OF TRANSPORTATION,

Defendant-Appellee.

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Appeal from the United States District Court for the  
Middle District Of Alabama

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ENTRY OF DISMISSAL

Pursuant to the 11th Cir.R.42-1(b), this appeal is hereby dismissed for want of prosecution because the appellant has failed to pay the \$450 docketing and \$5 filing fees (\$455) to the district court clerk within the time fixed by the rules, effective this 7th day of November, 2006.

THOMAS K. KAHN  
Clerk of the United States Court  
of Appeals for the Eleventh Circuit

By: Carolyn Magers  
Deputy Clerk

FOR THE COURT - BY DIRECTION

A True Copy - Attested:  
Clerk, U.S. Court of Appeals  
Eleventh Circuit

By: Carolyn Magers  
Deputy Clerk  
Atlanta, Georgia

ORD-40